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PTO/SB/64 (10/01)

Approved for use through 09/30/00. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number (Optional) 560301-1010
First Named Inventor: Ellis W. Patrick, III		
Application No.: 09/778,754	Group Art Unit: 2875	
Filed: February 8, 2001	Examiner: Ton, Anabel	
Attention: Office of Petitions Assistant Commissioner for Patents Box DAC Washington, D.C. 20231		
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.		
The above-identified application became abandoned for failure to notify the United States Patent and Trademark Office (USPTO) within 45 days of filing an application in a foreign country directed to the invention disclosed in the above-identified application, after a request for nonpublication of the above-identified application was filed and granted.		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION		
NOTE: A grantable petition requires the following items: (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee - required for all utility and patent applications filed before June 8, 1995, and for all design applications; and (4) Statement that the entire delay was unintentional.		
1. Petition Fee <input type="checkbox"/> Small entity - fee <u>\$640.00</u> (37 C.F.R. 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. <input checked="" type="checkbox"/> Other than small entity - fee <u>\$1,280.00</u> (37 C.F.R. 1.17(m))		
2. Reply and/or fee A. The Applicants have attached hereto a Request to Rescind Previous Nonpublication Request.		

[Page 1 of 2]

09/20/2002 AKELLEY 00000012 09778754

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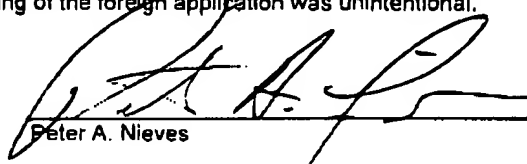
3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d) of \$55.00 for a small entity or \$110.00 for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. A nonpublication request was filed and granted on the present U.S. application that was filed on February 8, 2001. Thereafter, an application was filed in Canada (i.e., a foreign country) on June 19, 2001, directed to the invention disclosed in the U.S. application. Therefore, more than 45 days have passed since the filing in Canada. As a result, in accordance with section 711.03(c)(III)(3) of the manual of patent examining procedure, the present U.S. application is abandoned. The present petition for revival is being respectfully submitted in an attempt to revive the present U.S. application. The entire delay in contacting the USPTO regarding the filing of the foreign application was unintentional.

9/16/02

September 16, 2002


Peter A. Nieves

Telephone Number: (770) 933-9500

Thomas, Kayden, Horstemeyer & Risley LLP
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Suite 1750
Atlanta, GA 30339

Enclosures:

- ☒ Fee Payment
☒ Reply
☐ Terminal Disclaimer Form
☐ Additional sheets containing statements establishing unintentional delay
☐ Other:

CERTIFICATE OF MAILING [37 CFR 1.8(a)]

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September 16, 2002

Cory Rose

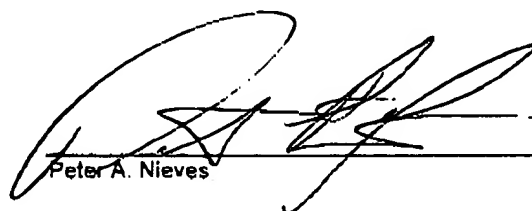
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REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST 35 U.S.C. 122(b)(2)(B)(ii)	Applicati n Number	09/778,754
	Filing Date	February 8, 2001
	First Named Inventor	Ellis W. Patrick, III
	Title	Rotating Reflector
	Attorney Docket Number	560301-1010
	Group Art Unit	2875
	Examiner	Ton, Anabel

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

September 16, 2002


Peter A. Nieves


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This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or international filing required by 35 USC 122(b)(2)(B)(iii) and 24 C.F.R. 1.213(c) if this rescission is filed no later than forty-five days (45) after the date of filing of such foreign or international application. See 37 CFR 1.137(f) if a notice of subsequent foreign or international filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) is not filed within forty-five days (45) after the date of filing of the foreign or international application.

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Cory Rose	Date	September 16, 2002
Signature: 		

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THOMAS, KAYDEN, HORSTEMEYER & RISLEY, L.L.P.

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[WFH/PAN:acr]

TO
Anabel Ton
United States Patent and
Trademark Office

FAX: 703-308-6916

TEL:

From
William F. Heinze

FAX: 770-951-0933

TEL:

RE: Application of Ellis W. Patrick, III
U.S. Serial No: 09/778,754
Petition to Revive
Request to Rescind Previous Non-Publication Request

(Message)

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In re application of:	Ellis W. Patrick, III	Art Unit:	2875
U.S. Serial Number:	09/778,754	Examiner:	Anabel Ton
Filing Date:	February 8, 2001		
Our Reference Number:	560301-1010		
Title:	Rotating Reflector		

Petition to Revive
Request to Rescind Previous Non-Publication Request
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